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03500.015592.

## PATENT APPLICATION

JAN 3 0 2004 ZZ

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)		
KAZUHIRO SUGAWARA Application No.: 09/909,015	: Examiner: Not Yet Assigned ) : Group Art Unit: 2152 )		
Filed: July 20, 2001	; · · · · · · · · · · · · · · · · · · ·		
For: COMMUNICATING APPARATUS AND COMMUNICATING METHOD	: ) : ) January 29, 2004		

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FEB 0 2 2004

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Technology Center 2100

## INFORMATION DISCLOSURE STA

Sir:

In compliance with the duty of disclosure under 37 F.R. 21.56 and in accordance with the practice under 37 C.F.R. §§ 1.97 and 1.98, the Example attention is directed to the documents listed on the enclosed Form PTO-1449. Copies of the listed documents, as well as the European Search Report citing these documents, are also enclosed.

To the best of Applicant's knowledge, a first Office Action has not yet been received. If however, a first Office Action has been issued, Applicant makes the following statement under 37 C.F.R. § 1.97(e).

Each item of information in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing date of this Statement.

It is respectfully requested that the above information be considered by the Examiner and that a copy of the enclosed Form PTO-1449 be returned indicating that such information has been considered.

Applicant's undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our address given below.

Respectfully submitted,

Attorney for Applicant

Registration No. 50,333

FITZPATRICK, CELLA, HARPER & SCINTO 30 Rockefeller Plaza New York, New York 10112-3800 Facsimile: (212) 218-2200

NYMAIN403853

FORM PTO 1449 (modified)  P E U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE  LIST OF REFERENCES CITED BY APPLICANT(S)		ATTY DOCKET NO. 03500.015592.		APPLICATION NO. 09/909,015				
		APPLICANT  KAZUHIRO SUGAWARA						
LIST OF REFERENCES CITED BY APPLICANT(S)  JAN 3 0 2004 Secret Processory)		FILING DATE  July 20, 2001		GROUP <b>2152</b>				
U.S. PATENT DOCUMENTS								
*EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLAS	SUBCLASS	FILING DATE IF APPROPRIATE		
	5,548,789	008/20/96	Nakanura	395	853			
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				Technolo	gy Center 2	100		
FOREIGN PATENT DOCUMENTS								
	DOCUMENT NUMBER	DATE	COUNTRY	CLAS	S SUBCLASS	TRANSLATION YES/NO/ OR ABSTRACT		
GB	2 317 793 A	04/01/98	Great Britain	H04	L 12/58	Eng. Org.		
wo	99/14909 A	03/25/99	РСТ	НО4	L 12/58	Eng. Orig.		
wo	00/35185	06/15/00	РСТ	H04	L 1/00	Eng. Orig.		
OTHER DOCUMENT(S) (Including Author, Title, Date, Pertinent Pages, Etc.)								
J. Myers. et al., "RFC 1939: Post Office Protocol Versions 3", Network Working Group Request For Comments, May 1996, pgs. 1-20, XP002197697								
EXAMINER			DATE CONSIDERED					

Sheet 1 of 1

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.